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DAVID J. KILLIAN, ANTHONY M. MAROTTA,
and ROSA COURT, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

VINCENT KAMYAR VAGHAR,
Plaintiff,

v.

DAVID J. KILLIAN; ANTHONY M.
MAROTTA; and ROSA COURT, LLC, a
New Jersey limited liability company,
Defendants.

Case No. C 07 4083 MMC

CERTIFICATE OF SERVICE

Date: July 18, 2008
Time: 9:00 a.m.
Dept.: Courtroom 7
Judge: Honorable Maxine M. Chesney

PROOF OF SERVICE BY FACSIMILE

I am a citizen of the United States and employed in San Francisco County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is Transamerica Pyramid, 600 Montgomery Street, 14th Floor, San Francisco, California 94111. On July 16, 2008, I served a copy of the within document(s):

DEFENDANTS DAVID J. KILLIAN, ANTHONY M. MAROTTA
AND ROSA COURT, LLC'S *EX PARTE* APPLICATION TO
CONTINUE HEARING ON DEFENDANTS' MOTION TO
DISMISS SECOND AMENDED COMPLAINT OF PLAINTIFF
VINCENT KAMYAR VAGHAR OR, IN THE ALTERNATIVE,
TO TRANSFER VENUE [LOCAL RULE 7.7]

DECLARATION OF DENNIS D. MILLER IN SUPPORT OF
DEFENDANTS DAVID J. KILLIAN, ANTHONY M. MAROTTA
AND ROSA COURT, LLC'S *EX PARTE* APPLICATION TO
CONTINUE HEARING ON DEFENDANTS' MOTION TO
DISMISS SECOND AMENDED COMPLAINT OF PLAINTIFF
VINCENT KAMYAR VAGHAR OR, IN THE ALTERNATIVE,
TO TRANSFER VENUE [LOCAL RULE 7.7]

[PROPOSED] ORDER CONTINUING HEARING ON
DEFENDANTS DAVID J. KILLIAN, ANTHONY M. MAROTTA
AND ROSA COURT, LLC'S MOTION TO DISMISS SECOND
AMENDED COMPLAINT OF PLAINTIFF VINCENT KAMYAR
VAGHAR OR, IN THE ALTERNATIVE, TO TRANSFER
VENUE

by telefaxing a copy thereof to the following individual(s) at the following facsimile number(s):

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Attorneys for Plaintiff
VINCENT KAMYAR VAGHAR

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on July 16, 2008, at San Francisco, California.

/s/ Liz Paul
Liz Paul